

# LAW LIBRARY JOURNAL

Vol. XXI

April, 1928

No. 1

Published in conjunction with Index to Legal Periodicals, Vol. XXI, No. 1, Apr., '28.

**NOTE:** The committee on Index and Journal has under consideration the publishing of a bound cumulation of the Index to Legal Periodicals and Law Library Journal, covering a period of years. This will be definitely decided at the meeting at West Baden.

Published Quarterly by  
The American Association of Law Libraries

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## PROGRAM, TWENTY-THIRD ANNUAL MEETING, FRENCH LICK, INDIANA, MAY 29-JUNE 1, 1928

Sessions will meet in the private dining room, main floor, of the French Lick Springs Hotel.

TUESDAY, MAY 29—10 A.M.

ADDRESS OF WELCOME—*Dr. Paul V. McNutt*, Dean of the Indiana University School of Law

RESPONSE—*Mrs. Jessie A. Hoover*, Librarian, the Akron Law Library Association, Akron, Ohio

PRESIDENT'S ADDRESS—*John T. Fitzpatrick*

COMMUNICATIONS—*Lucile Vernon*, Secretary and Treasurer

CIVIL LAW IN LOUISIANA—Its application. A comparison of its use and the use of common and code law in other states—*Alice M. Magee*, Librarian, Louisiana State Library

REPORTS OF THE SECRETARY AND TREASURER—*Lucile Vernon*

APPOINTMENT OF AUDITING COMMITTEE

APPOINTMENT OF NOMINATING COMMITTEE

IS THERE AN EXCUSE FOR THE EXISTENCE OF THE AMERICAN ASSOCIATION OF LAW LIBRARIES?—*A. J. Small*, Law Librarian, Iowa State Library

L57755

LAW LIBRARY

TUESDAY, MAY 29—2:30 P.M.

SOME UNREPORTED OPINIONS OF A TERRITORIAL JUDGE, 1805-1824—Of Judge Woodward, Chief Judge of the Supreme Court of the Territory of Michigan, who could not have held office "on good behavior" for he knew that not—*Olive C. Lathrop*, Librarian, Detroit Bar Association Library

LOOSE LEAF AND OTHER SERVICES—Consideration of their value and need for limitation—Round table conducted by *Frances D. Lyon*, Assistant Law Librarian, New York State Library. Members are requested to come prepared to present their views. Discussion will be limited to thirty minutes in all.

CODES OF CALIFORNIA—Includes a bibliography—*Rosamond Parma*, Law Librarian, School of Jurisprudence, University of California

TATE HALL, THE LAW BUILDING OF THE UNIVERSITY OF MISSOURI—*Percy A. Hogan*, Law Librarian, University of Missouri Law Library

WEDNESDAY, MAY 30—2:00 P.M.

JOINT MEETING of National Association of State Libraries and the American Association of Law Libraries

THE LAW AND LITERATURE—*Hon. Julius C. Travis*, Chief Justice of the Supreme Court of Indiana

LEATHER PRESERVATION PROCESSES—A clinical demonstration by *Dr. George E. Wire*, Librarian, Worcester County Law Library, Worcester, Mass. Each member may bring a volume, a small one preferred, in sheep binding showing decay and also a piece of paraffin paper to wrap said book in after the agent is applied. However, to avoid the inconvenience of bringing books *Rowena U. Compton*, Law Librarian, Indiana University School of Law, will have enough books at the meeting for demonstration purposes.

DISCUSSION—Proposed consolidation of National Association of State Libraries and the American Association of Law Libraries

WEDNESDAY, MAY 30—6:30 P.M.

ANNUAL JOINT BANQUET of the National Association of State Libraries and the American Association of Law Libraries, at French Lick Springs Hotel

THE DRAMA OF THE LAW LIBRARY—The lighter side—*S. D. Klapp*, Librarian, Minneapolis Bar Association

THE STATE LAW INDEX—A discussion of policies, especially of inclusion and exclusion—*Margaret W. Stewart*, Legislative Reference Service, Library of Congress.

THURSDAY, MAY 31—10 A.M.

EXCURSION TO MARENGO CAVE—Conducted by *Rowena U. Compton*, Law Librarian, Indiana University School of Law

## TWENTY-THIRD ANNUAL MEETING

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FRIDAY, JUNE 1—10 A.M.

FUNDAMENTAL MATERIAL FOR THE LAW SCHOOL LIBRARY—With particular reference to the library of 7,500 to 15,000 volumes of small law schools qualifying for admission to the Association of American Law Schools—*Helen S. Moylan*, Law Librarian, College of Law, University of Iowa  
VERMONT LEGISLATION—*Harrison J. Conant*, State Librarian of Vermont  
REPORTS OF COMMITTEES:

### AUDITING

INDEX AND JOURNAL, *Franklin O. Poole*, Chairman

NEW MEMBERS, *John P. Dullard*, Chairman

STANDARD LEGAL DIRECTORY, *Arthur S. McDaniel*, Chairman

TO SECURE PUBLICATION OF ACTS OF THE SPECIAL SESSION OF ARKANSAS LEGISLATURE FOR 1920, *Con P. Cronin*, Chairman

BAR ASSOCIATION REPORTS, *A. J. Small*, Chairman

MEMORIALS IN COURT REPORTS, *Dr. George E. Wire*, Chairman

### GENERAL DISCUSSION

### UNFINISHED BUSINESS

### REPORT OF NOMINATING COMMITTEE

### ELECTION OF OFFICERS

### INDUCTION OF NEW OFFICERS

FRIDAY, JUNE 1—1:30 P.M.

FAREWELL LUNCHEON, at French Lick Springs Hotel—No set speeches—Heart to heart talks only.

### HOTEL INFORMATION

Headquarters for American Association of Law Libraries and the National Association of State Libraries will be at the French Lick Hotel.

A. L. A. Headquarters will be at the West Baden Springs Hotel. *All reservations for the West Baden Springs or the Homestead Hotels should be addressed to the West Baden Springs Hotel. Reservations for French Lick Springs Hotel should be made directly with that hotel.* When making reservations, be sure to indicate that you are attending the A. L. A. Conference, so that you will get the special conference rates.

*West Baden Springs Hotel*

*French Lick Springs Hotel*

Rates at both hotels, American plan: Court rooms, without bath, with hot and cold running water and private lavatory: One person, \$7.00 per day; two persons, \$14.00 per day; \$6.00 per day per person for each additional person, over two, occupying the room. Outside room, without bath, with hot and cold running water and private lavatory: One person, \$8.00 per day; two persons, \$15.00 per day; \$6.00 per day per person for each additional person, over two, occupying the room. Room with bath: One person, \$10.00 per day; two persons, \$18.00 per day; \$7.00 per day per person for each additional person, over two, occupying the room.

**L57755**

LAW LIBRARY

Accommodations at West Baden Spring Hotel for approximately 1,100 people. Accommodations at French Lick Springs Hotel for approximately 1,000 people. Situated about 1 mile from West Baden Springs Hotel. A special taxi rate of 6 tickets for \$1.00 will be available.

#### *Homestead Hotel*

Rates, European plan: Room with hot and cold running water: \$1.50 single; \$2.50 double for rooms with double bed, \$3.00 rooms with twin beds. Room with hot and cold running water and private lavatory: \$2.00 single; \$3.50 double. Room with private bath: \$2.50 single; \$4.50 double. Rooms without bath, \$1.25 additional per person when occupied by more than two. Rooms with bath, \$1.50 additional per person when occupied by more than two. Situated about two blocks from West Baden Springs Hotel.

#### TRAVEL ANNOUNCEMENTS

All railroads in the United States have granted a fare-and-one-half convention rate to West Baden for the Conference beginning May 28, and these round-trip tickets will be good returning from West Baden for about five days after the conference closes, thus giving opportunity for delegates to stop over at certain points if desired. The Canadian Pacific and Canadian National lines will grant reduced fares from Winnipeg. The Canadian Pacific Association Eastern lines have not yet been heard from.

The following table gives the fare-and-one-half round-trip rate from some of the principal cities, and the price of a Pullman lower berth one way, in order that delegates may begin to plan their attendance at the convention. Tickets are on sale from May 24 or 25 to May 30, and will bear a return limit to point of departure of June 8.

	One way	Round trip	Lower berth
Boston	\$38.51	\$57.77 <sup>1</sup>	\$10.13 <sup>2</sup>
New York	32.40	48.60	9.00
Philadelphia	29.16	43.74	9.00
Baltimore	25.83	38.75	7.88
Washington	25.83	38.75	7.88
Pittsburgh	16.58	24.87	5.63
Detroit	13.70	20.55	3.75 <sup>3</sup>
Cleveland	14.00	21.00	3.75 <sup>4</sup>
Chicago	10.01	15.02	3.75
Minneapolis	24.67	37.01	7.50
St. Paul	24.28	36.42	7.50
Des Moines	20.88	31.32	7.50
Denver	41.30	61.95	14.63 <sup>5</sup>
St. Louis	8.50	12.75	3.75 <sup>5</sup>
Milwaukee	13.17	19.75	3.75
Cincinnati	5.36	8.04	3.00 <sup>6</sup>
Buffalo	20.56	30.84	5.63 <sup>7</sup>
Atlanta, Ga.	18.82	27.93	
Jacksonville, Tenn.	30.84	46.26	
Nashville, Tenn.	8.83	13.25	
Dallas, Tex.	32.53	48.80	
New Orleans, La.	28.34	42.51	

The same fare from Seattle, San Francisco, and Los Angeles to Chicago and return in effect last year, i.e. \$90.30 round trip, will undoubtedly be in effect this year. This summer tourist rate to Chicago together with one and one-half fare from Chicago to West Baden would make the total from the three coast cities \$105.31.

Identification certificates, which will be mailed from A. L. A. Headquarters May 1, entitle members to a special round trip ticket to West Baden or French Lick for fare and one-half.

In Illinois, tickets will be sold May 24-30 inclusive, with return limit of June 8.

In Oklahoma and Texas (except El Paso) tickets will be sold May 23-29 inclusive with final return limit of June 9. From El Paso the return limit is 25 days after date of sale.

In Colorado (except Julesburg) Montana and Wyoming tickets will be sold May 23-29 inclusive, with return limit 22 days from date of sale.

In New Mexico tickets will be sold May 23-29 inclusive with return limit 25 days after date of sale. In Utah tickets will be sold May 22-28 inclusive with return limit 25 days after date of sale.

In Arizona and Idaho (Oregon Short Line) tickets will be sold May 20-26 inclusive with return limit 25 days. In British Columbia, California, Idaho (except Oregon Short Line), Nevada, Oregon, and Washington, tickets will be sold May 20-26 inclusive with return limit 30 days.

In all other states, Julesburg, Colorado, and in Canada from Manitoba and from points east of and including Armstrong and Fort William, Ontario, tickets will be sold May 24-30 inclusive, with return limit of June 8.

Round trip tickets before being honored for return passage must be validated at West Baden or French Lick by agents at the regular ticket offices of the lines over which the tickets read.

Members of affiliated organizations who are not also members of the American Library Association should write to the secretaries of their respective organizations after May 1st for certificates if they wish to avail themselves of this special rate.

#### CHICAGO AND WESTERN PARTY

A special train over the Monon Route will leave Chicago on Sunday, May 27, from the Dearborn Station, Polk and Dearborn Streets, at 9:00 p. m. (10:00 p. m. Chicago Daylight Saving), stopping at Englewood (63rd and Wallace Streets) and Hammond, Indiana, arriving at West Baden Monday morning at 7:00 a. m.

Regular train service leaves Chicago over the Monon, daily at 9:00 a. m. and 9:00 p. m. (10:00 p. m. Chicago Daylight Saving). Morning train carries observation and dining car.

#### *Pullman rates from Chicago*

Lower berth .....	\$ 3.75
Upper berth .....	3.00
Compartment .....	10.50
Drawing Room .....	13.50

Fare and one-half, Identification Certificate plan, will be in effect Chicago to West Baden and return, selling dates May 24 to 30, good returning until June 8.

Application for space on Special Train accompanied by price of Pullman reservation desired should be made through John F. Phelan, Chicago Public Library before May 21.

## AUTOMOBILE ROUTES TO WEST BADEN

## FROM CHICAGO \*

South Parkway to 111th St., 111th St., to Michigan Ave., Michigan Ave. to 127th St., 127th St. to Indiana Ave. Indiana Ave. south through Riverdale, Dolton, South Holland, Thornton, Glenwood into *Chicago Heights*. Ill. State highway No. 1 out of *Chicago Heights*; straight south passing through *Momence, Watseka, Danville, Paris, Marshall, and Robinson* to *Lawrenceville* (231 miles). Ill. highway No. 12 out of *Lawrenceville*, east to *Vincennes*. U. S. highway No. 50 east to intersection of U. S. No. 150. U. S. highway No. 150 direct into *French Lick* and *West Baden*.

## FROM DAVENPORT

Highway No. 7 out of *Davenport* into *LaSalle* (Illinois). Highway No. 2 from *LaSalle* to *Bloomington*. Highway No. 39 from *Bloomington* into *Champaign* and *Urbana*. Highway No. 10 from *Urbana* to *Danville*.

## FROM DANVILLE

From *Danville* the route is the same as above: Ill. Highway No. 1 south from *Danville* through *Marshall* and *Lawrenceville*. Ill. No. 12 out of *Lawrenceville*, east across the river into *Vincennes*. U. S. Highway No. 50 from *Vincennes* east to intersection of U. S. No. 150. U. S. Highway No. 150 into *West Baden*.

Those travelling from St. Louis by automobile will find a good road from St. Louis to West Baden. Use route 12 to Vincennes and route 50 from Vincennes to West Baden. Those travelling by automobile from Iowa and Omaha will probably find better roads by way of Davenport. Roads between Des Moines and St. Louis will probably be in very poor condition, and impassible in case of rainy weather, owing to new construction.

## ST. LOUIS, IOWA AND WESTERN POINTS

For points west of the Mississippi, A. L. A. members are advised to use either the St. Louis or Chicago gateway. A special pullman will be attached to the B. & O. train leaving St. Louis Sunday night at 9:55 p. m., reaching West Baden at 6:58 a. m. Monday morning. Reservations for this pullman should be forwarded to C. H. Compton, Public Library, St. Louis, Missouri, by May 21, enclosing \$3.75 for lower berth and \$3.00 for upper berth. There is another convenient train leaving St. Louis on the B. & O. at 12 o'clock noon and reaching West Baden at 5:58 p. m. Those using the Chicago gateway should make reservations from Chicago with John E. Phelan, Chicago Public Library, as noted under Chicago party.

From points west of the Mississippi rates generally are lower to West Baden by way of Chicago for all points north of Omaha and Des Moines. From points in southern Iowa, including Des Moines, and from Kansas City and the southwest the rates generally are lower by way of St. Louis.

\* Note: The Chicago Motor Club advises that this information be verified before starting the trip, due to the rapid change of road conditions.

NEW YORK, PHILADELPHIA AND WASHINGTON PARTY

The Eastern Travel Party will use special Pullman cars attached to the "Spirit of St. Louis," running via Pennsylvania R. R. and Monon R. R. direct to West Baden without change.

An excess fare will be collected on the train of:

- \$2.40 for each person joining the party at New York.
- 1.20 for each person joining the party at North Philadelphia.
- 1.80 for each person joining the party at Pittsburgh.

No excess fare will be charged for persons travelling from Baltimore or Washington.

If enough A. L. A. members register for the party, it may be possible to use a special train running on the same time as the "Spirit of St. Louis," in which event no excess fare will be collected.

The A. L. A. party will leave (Standard time):

- Lv. New York (Penna. station), Sunday, May 27, 1:45 p. m.
- Lv. North Philadelphia, Sunday, May 27, 3:36 p. m.
- Lv. Washington (Union station), Sunday, May 27, 2:15 p. m.
- Lv. Baltimore (Union station), Sunday, May 27, 3:18 p. m.
- Ar. Harrisburg, Sunday, May 27, 5:37 p. m.
- Lv. Harrisburg, Sunday, May 27, 5:37 p. m.
- Lv. Pittsburgh, Pa., (Penna. station), Sunday, May 27, 11:33 p. m.
- Ar. Indianapolis (Union station), Mon., May 28, 7:57 a. m.
- Lv. Indianapolis (Union station), Mon., May 28, 8:30 a. m.
- Ar. West Baden, Mon., May 28, 11:55 a. m.

*Railroad Tickets.* Present the Identification Certificate which will be mailed to you direct from A. L. A. Headquarters in Chicago to your local ticket office. Ask for a round-trip ticket Convention rate, routed via Penna. R. R. and Monon R. R. to West Baden. These tickets are good for return until midnight June 8. The round trip convention rate is

From	
New York .....	\$48.56
Philadelphia and Wilmington....	43.70
Baltimore and Washington .....	38.75
Pittsburgh .....	24.83

*Pullman Tickets.* In order to secure Pullman reservations with the A. L. A. party, please register with Franklin H. Price, The Free Library of Philadelphia, Logan Square, Philadelphia, before May 21, sending him your check for the Pullman reservation desired.

Cost of Pullman Tickets:

From	Lower Berth	Upper Berth	Drawing Room
New York Phila. or Wilmington	\$9.00	\$7.20	\$31.50
Baltimore or Washington	7.88	6.30	28.50
Pittsburgh	5.63	4.50	21.00

The New England party will join the Eastern Travel Party at New York, and A. L. A. members leaving Baltimore and Washington on A. L. A. special cars will join the main party at Harrisburg.

*Note:* Should the A. L. A. Eastern Travel Party be too small to warrant a special train, it will be necessary to attach the A. L. A. special cars to the "Spirit of St. Louis."

NEW ENGLAND PARTY

A personally-conducted party will leave Boston, South Station, via Fall River Line, Saturday, May 26, at 5:00 p. m. (6:00 p. m. daylight-saving time). On arrival in New York Sunday morning the party will be transferred free from Fall River boat dock to the Pennsylvania Station, where a special pullman, as part of the A. L. A. eastern party train, will be available, leaving 1:45 p. m. standard time, due to arrive at West Baden, or French Lick, about noon Central standard time, Monday, May 28.

Please register with F. W. Faxon, 83 Francis St., Boston, Mass., before May 21, sending him \$10.50 for a half stateroom on boat, and pullman lower New York to West Baden, or \$8.70 for half stateroom, and upper berth from New York to West Baden. Meals en route will be at individual expense. Should the eastern party not have sufficient numbers for a special section on the train from New York, it will be necessary to collect from each person on the train \$2.40 excess fare, as we are going on the "Spirit of St. Louis."

Each member of party will buy his own transportation round-trip ticket specifying from Boston to New York via Fall River Line, from New York to West Baden via Pennsylvania and Monon R. R. The round-trip fare from Boston is \$56.81, return ticket good to arrive in Boston up to June 8 midnight. Returning, stopover may be made at Indianapolis and at Washington provided the arrival home is by midnight June 8. There will be plenty of time for the Mammoth Cave Post-Conference trip.

POST-CONFERENCE TRIP TO LOUISVILLE  
AND MAMMOTH CAVE

(Register before May 20th by sending \$10.00 first payment to F. W. Faxon, 83 Francis St., Boston, Mass.)

The Mammoth Cave of Kentucky is one of this Nation's wonders. The temperature in the Cave is always 54 degrees, making the walk easy. Echo River, 360 feet underground, permits a unique boat ride.

Louisville is an enterprising and beautiful city of nearly 250,000 inhabitants, and has a very efficient modern library where the A. L. A. party will be cordially welcomed.

As this post-conference trip is taken one way by bus, splendid opportunity is thus given to see the country of southern Indiana and Kentucky, and visit, under pleasant conditions, one of the great wonders of the world.

#### *Itinerary*

June 2 1:30 p. m. local time, leave West Baden Springs Hotel by bus for Louisville.

4:00-6:00 p. m., Reception and afternoon tea at Louisville Free Library. Dinner at Brown Hotel.

The evening is free for theater or sightseeing.

Leave on special sleeper (L. & N. R. R.) 2:00 a. m., for Mammoth Cave (berths ready at 9:30 p. m.)

June 3 Breakfast at Mammoth Cave Hotel.

A trip underground before and after lunch.

4:00 p. m. Leave by bus for Louisville (104 miles over good roads), Dixie Highway.

Spend night at Brown Hotel.

June 4 Leave Louisville by train 8:20 a.m., due West Baden 10:45 a.m. (Connections for points north, east and west, 1:40 p. m.)

Total cost of trip \$32.50 including every possible expense,—transportation, meals, berths, hotel (two in a room), and admissions (2) to Mammoth Cave. \$10.00 payable before May 20, rest at West Baden Springs Hotel, A. L. A. Travel Committee Headquarters, before June 1. Personal checks accepted.

F. W. FAXON,  
83 Francis St., Boston, Mass.

#### CHANCELLOR KENT'S LAW LIBRARY

By JOHN T. FITZPATRICK,

Law Librarian, New York State Library

The New York State Library was recently presented by Dr. John M. Gitterman, Merano, Italy, through the good offices of Mrs. A. A. Allen of New York City, 299 volumes of law books from the library of the late Hon. Simon Sterne, which originally belonged to the law library of Chancellor James Kent. These books were acquired by Mr. Strene by purchase from the Kent estate, and were placed in the New York State Library, at the suggestion of Franklin O. Poole, Secretary of the Association of the Bar of New York City, that the New York State Library was the most appropriate depository for the law books of the great Chancellor of New York state.

Of the 299 volumes but 203 were published prior to his death, the balance for the most part being continuations made by his son, Judge William Kent.

There is included but a fairly complete collection of the reports of the courts of New York state from the beginning down to Chancellor Kent's death in 1847. Also four of the earlier sets of reports of the United States Supreme Court, forty-three volumes of American reprints of English reports and a handful of textbooks and New York state statutes. It is not probable that these constituted the entire law library of an eminent practitioner, a judge and chief justice of the supreme court and a chancellor of the State of New York, and the author of the Commentaries. The volumes are mostly in bad condition, with the bindings gone or broken, the binders labels lost, and in some cases portions of the text gone. In most of the volumes that belonged to the Chancellor Kent library proper we find his autograph signature, either on the inside cover, the title page or both. In others we find the autograph signature of his son Judge William Kent. The volumes are none of them rare and the books are intrinsically of little value. However, the collection is priceless, not only because of its former ownership, but because of the unusually copious, numerous, informative and curious notes found in most of the volumes. These notes are found on the inside covers, the flyleaves, title pages, text and matter pasted in. The greater part consists of comments in the handwriting of the Chancellor commenting upon decisions contained within the volume or of newspaper accounts and comments upon these cases. However, the Chancellor did not confine himself to that sort of note.

By reason of the age limit contained in the Constitution of 1821 he was forced to retire from the Bench at the age of sixty in the year 1823. The balance of his life was devoted but very infrequently to the practice of law, but was taken up with his law lectures at Columbia University, with the compilation of his Commentaries, and with a social life enriched by intimate friendships with practically all of the leading men of the country of that time. So that his attention was withdrawn to a large extent from the pursuit of law and was attracted toward the literature of the law and to literature in general. From the Memoirs written by William Kent it appears that he was in the habit of making annotations in the books of his library other than the law books. We find in his law books notes on a wide variety of subjects. A newspaper clipping criticizing the Court of Chancery, one of the forerunners of the agitation which led to the abolition of that court in 1847. A reply to this criticism from William Johnson. Comments on the number of cases on the calendars of 1821, 1822 and 1823. A newspaper clipping entitled Chancellor Kent's "Farewell to the bar." In the Chancellor's handwriting comments on the style and methods of Sir Thomas More, Sir William Scott, Lord Eldon and Grotius. A newspaper clipping containing a statement of the condition of the funds of the Court of Chancery. Biographical and obituary notes on many members of the bar of his time. Opposite the printed names of judges, chancellors, clerks, reporters and publishers, we find statements as to their accomplishments and oftentimes dates of death. In volume 20 of Johnson's Reports and volume 1 of Johnson's Cases we find newspaper clippings in praise of Johnson, the Reporter, and his reports. In volume 1 of Johnson's Cases opposite the name of the publisher, Isaac Riley, on the title page we find the following in Kent's own handwriting, "He died at Portland in March, 1824. He was an enterprising man—frequently insolvent—I discharged him under the Insolvent Act—Feby. 1798." In Caines' Cases we find lengthy notes on Caines and his Reports.

In many of the volumes we find the price that the Chancellor paid for the volume. It is noteworthy that the prices average somewhat more than twice

that paid for the current New York reports. In many of the volumes there is a presentation from the publisher to the Chancellor, or a statement that the volume was received from the publisher.

On the flyleaf of volume 1 of Johnson's Chancery Reports we find a dedication to "Honorabili Jacobo Kent" by William Johnson, the Reporter, dated Ides of Novemb., 1824. The dedication, which is entirely in Latin and in Johnson's handwriting, occupies the entire page.

The notes are not entirely legal or quasi legal. We find a newspaper clipping, consisting of a description of Canton, China. Another clipping gives an account of the first voyage of the new and beautiful steamboat, James Kent, from New York to Albany. There were the usual festivities and dinners, and it is mentioned that at West Point the cadets were drawn up on the bank and fired salutes "with their well known precision" and that the West Point band accompanied the boat for the balance of its trip to Albany. This must have interested the Chancellor in steam navigation in general, for we find an advertisement, with steel engraving, "The splendid safety barges, Lady Clinton and Lady Van Rensselaer are towed by steam boats of great power." Also a newspaper clipping on steam navigation in general. In one volume is pasted a letter from DeWitt Clinton dated December 31, 1822, the date of the Chancellor's enforced retirement from the bench, as follows: "Amidst the jurists of this country who will command the respect of the future as well as the present time, whose opinions will be quoted, and whose erudition, abilities and virtues will be revered, when the agitators of the day are swept into oblivion I hesitate not to place you in the first rank."

Chancellor Kent sided with Mr. Justice Story of the United States Supreme Court in his dissenting opinion in the famous Charles River Bridge case (11 Peters 420). In that volume, in the back flyleaves are comments by the Chancellor on the baneful influence of the new Chief Justice, Taney, over the constitutional jurisprudence of the United States. Taney wrote the prevailing opinion in this case. Pasted on the inside back cover of this volume is a letter from Justice Story to Kent. In it Story laments the sad change that has come over the court since the loss of Chief Justice Marshall. He is pessimistic of the future of the Court and states that a letter from Kent has justified his worst fears.

In 1 Cranch is found a letter from Mr. Justice Bushrod Washington, dated Mount Vernon, July 14, 1829. "I read, my dear Sir, with great pleasure, and with many thanks, your acceptable letter of the 4th covering an order on Mr. Thompson for the three volumes of your commentaries, of which I shall immediately avail myself, intending them for my summer reading, and anticipating both pleasure and improvement in the employment." Hardihood unknown to us in this generation. Think of anticipating such a pleasure in the heat of a Virginia summer. It brings to mind our old friend "Phillips: Vacation thoughts on capital punishment." Whatever the reason Justice Washington did not long survive, his death occurring that fall on November 26th.

A great deal of pleasure is in store to whomsoever, some day, the task will be assigned of transcribing, compiling and editing these annotations. Special cases for the books have been built in the New York State Law Library and they will soon be on exhibition.

## AMERICAN ASSOCIATION OF LAW LIBRARIES

LIST OF MEMBERS, MAY 1, 1928

*Honorary Member*

Arnold, John H.

205 Chestnut Street, Winnetka, Ill.

*Active Members*

- |                           |   |
|---------------------------|---|
| Alexander, W. H.          | Assistant Librarian, Assn. of the Bar, 42 West 44th St., New York, N. Y.          |
| Allen, Clarence F.        | Librarian, State Law Library, Providence, Rhode Island                            |
| Armstrong, Miss Elizabeth | Assistant, Law Library, University of California, Berkeley, Calif.                |
| Ashman, Miss Jean         | Assistant, Law Library, Iowa State University, Iowa City, Iowa                    |
| Ausherman, Mrs. Clare E.  | Librarian, Wyoming State Library, Cheyenne, Wyo.                                  |
| Baer, Carlyle S.          | Librarian, Sidney Fuller Smith Library 1719 K. St., N.W. Washington, D.C.         |
| Bailey, Miss Beulah       | Librarian, New York State Tax Department, Albany, N.Y.                            |
| Baker, Mrs. Louise M.     | Librarian, Office of Judge Advocate General, Navy Dep't., Washington, D.C.        |
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Ryan, Miss Anna M.	Assistant Librarian, Law Library, 8th Judicial District, Buffalo, N.Y.
Salway, F. R.	Librarian, Multnomah Law Library, 370 Court House, Portland, Oregon
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